City of Lafayette
Public Meeting Agenda
City Council Regular Meeting
Redevelopment Agency Special Meeting

Monday, April 13, 2009 **8:00 pm**
Lafayette Community Center – Manzanita Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. ADOPTION OF AGENDA
5. PUBLIC COMMENTS
6. PRESENTATIONS
7. OLD BUSINESS
   A. **Steven Falk, City Manager and Tracy Robinson, Administrative Services Director**
   Mid-Year Budget Update and 5-Year Budget Model
   Recommendation: Consider 5-Year Budget Model and Budget Target Direction for FY2009/10

8. STAFF REPORTS
9. PUBLIC HEARINGS
10. CONSENT CALENDAR
    A. **City Council Minutes**
    March 23, 2009
    Recommendation: Approve.

    B. **Ordinance 582 regarding the SB 1045 amendment to the Lafayette Redevelopment Plan on the effectiveness and time limit to receive tax increment**
    Recommendation: Waive second reading of Ordinance 582 and adopt.

    C. **Letter dated March 24, 2009 from Mary Miller resigning from the Senior Services Commission effective May 9, 2009.**
    Recommendation: Accept with regret and schedule recognition.

    D. **Appoint members to the newly formed Charter City Committee**
    Recommendation: Appoint members to the Charter City Committee.

    E. **Appoint members to the newly formed Open Space Committee**
    Recommendation: Appoint members to the Open Space Committee.

    F. **Agreement relating for installation and maintenance of existing and new landscaping between property owners, Kent Gordon and the City of Lafayette, for property located at 7 Mountain View Place. APN 241-100-034**
    Recommendation: Accept agreement relating to installation and maintenance of existing and new landscaping and authorize the City Clerk to record.

    G. **Agreement relating for installation and maintenance of existing and new landscaping between property owners, Gary La Verda and Frederica La Verda and the City of Lafayette, for property located at 938 Hawthorne Road. APN 233-170-017**
    Recommendation: Accept agreement relating to installation and maintenance of existing and

new landscaping and authorize City Clerk to record.

H. **1209 Cambridge Drive – Retroactive Request for Agreement between property owner Courtney Anderson and the City of Lafayette for Two Stone-Clad Pillars with Lights that Encroach into the Public-Right-of-Way. APN 246-182-001**
Recommendation: Approve the encroachment agreement and authorize the Mayor to sign and the City Clerk to record.

I. **Resolution 2009-23 Core Area Lighting District No. 1979-1 Approving the Engineer's Annual Levy Report and Declaring Intention to Levy and Collect Annual Assessments for FY 2009 / 2010**
Recommendation: Adopt Resolution 2009-23.

J. **Resolution 2009-24 Residential Lighting District No. 1979-2 Approving the Engineer's Annual Levy Report and Declaring Intention to Levy and Collect Annual Assessments for FY 2009 / 2010**
Recommendation: Adopt Resolution 2009-24.

K. **Letter of Support for Springhill Road Walkway Project Safe Routes to School Grant Application**
Recommendation: Authorize the Mayor to sign a letter of support for Safe Routes to School funding for a walkway on Springhill Road.

L. **Resolution 2009-25 Request for No Parking Anytime Designation on the Public Portion of Hillview Lane**
Recommendation: Adopt Resolution 2009-25.

M. **Agreement for Installation and Maintenance of Existing and New Landscaping between Jessican Notini and the City of Lafayette, located at 1306 Summit Road. APN 175-030-027**
Recommendation: Accept agreement and authorize the Mayor to sign and the City Clerk to record.

N. **Designation of City Manager to Award Stanley Boulevard and Warner Court Intersection Safety Project**
Recommendation: Delegate authority to the City Manager to award the Stanley Boulevard and Warner Court Intersection Safety Project, in an amount not to exceed the previously allocated budget of $68,000.

11. COUNCIL/COMMISSION REPORTS

A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

B. **Mayor Don Tatzin**

1. **Moraga Center Specific Plan Final Environmental Impact Report (FEIR)**
Recommendation: Authorize the expenditure of a maximum of $10,000 to hire TJKM Traffic Consultants to analyze the Response to Comments in the FEIR and suggest alternative options for mitigating traffic impacts.

2. **Allocation of $5,000 Arts Grant to Town Hall for Flood Repair**
Recommendation: Direct staff to increase fund 11-110-853 by $5,000 for Arts Grant to

Town Hall for Flood Repair.

12. WRITTEN COMMUNICATIONS

A. **Letter dated March 15, 2009 from Rhonda James, Executive Director of the Community Violence Solutions, requesting a proclamation recognizing April as Sexual Assault Awareness Month.**
Recommendation: Discuss and direct staff.

B. **Letter dated March 26, 2009 from Janet Madrigal, Clerk to the Board, Central Contra Costa Transit Authority Board of Directors, requesting council appoint a Director and Alternate for a two-year term.**
Recommendation: Discuss and direct staff.

C. **Letter dated April 2, 2009 from Jay Lifson, Executive Director, Lafayette Chamber of Commerce, requesting council consideration 1) Amend the 2009 Stimulus Plan to waive parking requirements for existing small businesses under 1500 square feet 2) Permission to lease the current Lafayette Library parking spaces to Chevalier once the new library opens and city assumes ownership of said property.**
Recommendation: Discuss and direct staff.

D. **Letter dated April 6, 2009 from Mary Ann Hoisington, Contra Costa County Library Commissioner, thanking the council for their continued support of the Lafayette Library & Learning Center.**
Recommendation: Receive and file.

Convene Redevelopment Agency

13. CLOSED SESSION

A. **Conference with Real Property Negotiators (Government code section 54956.8)**
Property: APN 241-010-031 (Risa Road)
Agency Negotiator: Steven Falk, City Manager/Executive Director
Negotiating Parties: Steven Falk, Ann Merideth, Niroop Srivatsa
Under Negotiation: Price and Terms of Payment

Adjourn Redevelopment Agency

14. ADJOURNMENT to the next regularly scheduled meeting on Monday, April 27, 2009.

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

* Any writings or documents pertaining to an **open session** item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection at the front counter at City Hall located at 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA. during normal business hours.

City of Lafayette
General Information for Public Meetings

Location of Agendas and Agenda Packets: Agenda and packets are available for review by the public during regular work hours at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210. Agendas and packets shall be made available at least 72 hours in advance of each meeting. Agendas and staff reports are also available on the city website www.ci.lafayette.ca.us .

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132). Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Joanne Robbins, City Clerk at (925) 299-3210 at least 48 hours before the meeting, if possible.

Board1 Discussion: In accordance with State Law, the Board is generally prohibited from discussing and making decisions regarding items not posted on the agenda. Exceptions include items of urgency that become known to the Board after the posting of the agenda; discussion of such items requires a 4/5ths affirmative vote by the Board.

Persons Wishing to Speak: Any person may address the Board on any item listed on this agenda. Persons wishing to address the Board should complete a speaker slip and submit it to the City staff. In addressing the Board, speakers should step to the podium and state their names and addresses for the record.

Public Comments on Agenda Items: Persons wishing to speak on items listed on the agenda will be heard when called by the meeting chair. After the public has commented, the item will be closed to public comment and brought to the Board for discussion and action. There is no further comment permitted from the audience unless invited by the meeting chair.

Public Comments on Non-Agenda Items: Persons wishing to speak on matters not posted on this agenda are encouraged to submit the matter in writing to the City Clerk or staff aide at least ten days prior to the next regularly scheduled Board meeting date. Persons unable to do this may address the Board under the PUBLIC COMMENTS section of this agenda. Note, however, that such matters may be referred to staff for action or posted on a future agenda.

Time Limit on Comments: Persons will be permitted to speak for up to three minutes.

Posted Times: Posted times are estimated and actual times will vary. Public hearings may start later but never earlier than the posted time.

Reconsideration of Items: After the Board has acted on an agenda item, it may reconsider the same item later in the meeting in accordance with Council Rules of Proceedings II.D.4 in Resolution 2007-049.

Consent Calendar: All matters listed under consent calendar are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Board or a member of the public prior to the time that the Board votes on the motion to adopt.

Notice Requirements: Lafayette Municipal Code Section 6-211 requires that the City provide public notice of the first public hearing for any meeting that requires public notice. If there are additional meetings, they are **not re-noticed**. Be advised that it is the responsibility of any interested party to follow the continuance date or dates, as well as to be apprised of whether project revisions have been submitted.

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1 "Board" is used here as a generic term for the City Council, commissions, committees, task forces, and other public decision-making boards.